

Message Text

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PAGE 01 STATE 230505

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ORIGIN STR-04

INFO OCT-01 NEA-10 ISO-00 EB-07 AGR-10 CEA-01 CIAE-00

COME-00 DODE-00 FRB-01 H-02 INR-07 INT-05 L-03 LAB-04

NSAE-00 NSC-05 PA-02 AID-05 CIEP-02 SS-15 ITC-01

TRSE-00 USIA-15 PRS-01 SP-02 FEAE-00 OMB-01 /104 R

DRAFTED BY STR:SLLANDE/TGRAHAM:

APPROVED BY STR:SLLANDE

STATE - M.BAAS

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P 171411Z SEP 76

FM SECSTATE WASHDC

TO AMEMBASSY NEW DELHI PRIORITY

UNCLAS STATE 230505

E.O. 11652: N/A

TAGS: ETRD

SUBJECT: PETITION FOR REVIEW OF ARTICLES UNDER GSP

REF: NEW DELHI 12762

1. GSP REGULATIONS PERMIT PETITIONS TO BE FILED BY ANY "INTERESTED PARTY" WHICH IS DEFINED AS PARTY WITH SIGNIFICANT ECONOMIC INTEREST IN SUBJECT MATTER OF THE PETITION "SUCH AS A DOMESTIC PRODUCER OF A LIKE OR DIRECTLY COMPETITIVE ARTICLE, A COMMERCIAL IMPORTER OF AN ARTICLE WHICH IS ELIGIBLE FOR THE GSP, OR FOR WHICH SUCH ELIGIBILITY IS REQUESTED, OR ANY OTHER PERSON REPRESENTING A SIGNIFICANT INTEREST THAT WOULD BE MATERIALLY EFFECTED BY THE ACTION REQUESTED."

2. THIS PROVISION WILL PERMIT PRIVATE INDIAN EXPORTING FIRM WITH SUFFICIENT ECONOMIC INTEREST IN THE SUBJECT MATTER TO BECOME A CO-PETITIONER. WHILE IT IS UNCLASSIFIED

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PAGE 02 STATE 230505

TECHNICALLY FEASIBLE FOR GOI TO BE PETITIONER OR CO-

PETITIONER, WE HAVE DISCOURAGED THIS BECAUSE WE BELIEVE THAT SUCH PARTICIPATION WOULD NOT BE AS PERSUASIVE WITH THE TPSC AS VIEWS AND INFORMATION PRESENTED BY PARTIES THAT ARE MORE DIRECTLY AFFECTED, MORE FAMILIAR WITH THE PRODUCTS INVOLVED, AND BETTER ABLE TO RESPOND TO ANY QUESTIONS. ACCORDINGLY, YOU SHOULD RESPOND TO GOI ALONG THESE LINES. FYI

TPSC WILL CONSIDER REQUESTS FOR PRODUCT CHANGES RECEIVED IN DIPLOMATIC NOTES FROM GOVERNMENTS. HOWEVER, FOR SAME REASONS MENTIONED ABOVE, WE BELIEVE THAT PETITION BY DIRECTLY INVOLVED PARTY WOULD BE PREFERABLE. END FYI. ROBINSON

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04 MAY 2006

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